

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

HYPERQUEST, INC.,

Plaintiff,

v.

NUGEN I.T., INC., and DAYLE PHILLIPS,

Defendants.

Case No. 1:08-cv-00485

**DEFENDANTS' RENEWED MOTION TO STAY DISCOVERY  
PENDING THE COURT'S RULING ON THE DEFENDANTS'  
MOTION TO DISMISS FOR LACK OF SUBJECT MATTER JURISDICTION**

Defendants, NuGen I.T., Inc. and Dayle Phillips, by and through their attorneys, respectfully ask this Court to enter its Order staying discovery pending the Court's ruling on the Defendants' Motion to Dismiss for Lack of Subject Matter Jurisdiction. A Memorandum in support of this Motion is filed simultaneously herewith.

**REQUEST FOR RELIEF**

Defendants NuGen, I.T., Inc. and Dayle Phillips respectfully ask that this Court enter its Order:

1. Staying discovery pending the Court's ruling on the Defendants' Motion Dismiss for Lack of Subject Matter Jurisdiction;
2. Awarding Defendants' fees and costs incurred in bringing this Motion; and
3. Awarding such other, further, and different relief, as this Court deems just.

Dated this 14th day of May, 2008.

Respectfully submitted,

NUGEN I.T., INC. AND DAYLE PHILLIPS

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Attorneys for Defendants

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on this 14<sup>th</sup> day of May, 2008, I electronically filed the foregoing Defendants' Renewed Motion to Stay Discovery Pending the Court's Ruling on the Defendants' Motion to Dismiss for Lack of Subject Matter Jurisdiction using the CM/ECF system which sent notification of such filing to all counsel of record, properly addressed as follows:

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